Docket No.: 070456-0153 **PATENT** 

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Shigeya NARITSUKA, et al.

Confirmation Number: 4940

Application No.: 10/594,742

Group Art Unit: 2814

Filed: September 28, 2006

Examiner: SAYADIAN, HRAYR

For:

SEMICONDUCTOR LIGHT EMITTING DEVICE

## RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Restriction Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Noting the Office Action of January 12, 2010 wherein restriction has been required, Applicant hereby elects Species A (FIG. 1, upon which claims 1-8, 11, and 12 are readable) for prosecution in the above-identified application. The Office Action indicates claim 1 is generic.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 500417 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Eric M. Shelton

Registration No. 57,630

600 13<sup>th</sup> Street, N.W. Washington, DC 20005-3096 Phone: 202.756.8000 EMS:amz

Facsimile: 202.756.8087

Date: February 9, 2010

Please recognize our Customer No. 20277 as our correspondence address.